

Court No. - 47

Case :- WRIT - C No. - 39996 of 2023

Petitioner :- Smt. Anita Devi

Respondent :- State Of U.P. And 8 Others

Counsel for Petitioner :- Ray Sahab Yadav, Jalaj Kumar Kushwaha

Counsel for Respondent :- C.S.C.

Hon'ble Manish Kumar Nigam, J.

1. Heard learned counsel for the petitioner, learned Standing Counsel for the State and perused the record.

2. The instant writ petition has been filed for following relief:

"(I) Issue a writ, order or direction in the nature of mandamus commanding and directing to the respondent no.2 to 6 to remove the illegal soil put by the respondent no.7 to 9 on Gata No.239, area 1.6850 Hectare of the Bhumidhari land situated at Village-Avarta, Pargana-Kevayee, Tehsil-Handia, District-Prayagraj of the petitioner.

(II) Issue a writ, order or direction in the nature of mandamus commanding and directing to the respondent no.3 to decide the representation dated 6.11.2023 filed by the petitioner before the respondent no.3 within stipulated period as fixed by this Hon'ble Court"

3. From perusal of the representation moved by the petitioner, it appears that petitioner has dispute with private respondent nos.7 to 9.

4. Learned Standing Counsel has raised a preliminary objection that such a writ petition is not maintainable and in the garb of the present petition, the petitioner wants to settle his private dispute.

5. In view of the above, I am not inclined to interfere in the matter.

6. Accordingly, the writ petition is **dismissed** with liberty to the petitioner to seek remedy as available to him under the law.

Order Date :- 22.11.2023

S. Singh